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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
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11 MICHAEL ZELENY,

12 Plaintiff,

13 vs.

14 GAVIN NEWSOM, *et al.*,

15 Defendants.
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17
18

Case No. CV 17-7357 RS

Assigned to:

The Honorable Richard G. Seeborg

**JOINT REPORT RE: SETTLEMENT
MEET AND CONFER**

Action Filed: December 28, 2017

Trial Date: November 18, 2019

19 Pursuant to the Court's Order instructing all civil litigants to engage in an additional
20 meet and confer to discuss the possibility of settlement, the parties submit this joint report.
21 The parties engaged in a meet and confer on September 16, 2020 to discuss the possibility of
22 settlement. The result of the meet and confer was as follows:

23 Despite a good faith effort to reach a settlement at the meet and confer, the case did not
24 settle.

25 In addition, the parties wish to advise the Court of the following: All parties remain
26 open to discussing settlement, including through a further settlement conference if needed.
27 After discussion among counsel, it appears that a full settlement dialog may also be partially
28 contingent upon the outcome of a pending discovery dispute between Plaintiffs and Attorney

1 General Becerra about Attorney General Becerra's position on the "authorized participant"
2 exception to the California "open carry ban."

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4 Dated: June 28, 2019

Respectfully submitted,

5 s/ Damion Robinson

6 Damion D. D. Robinson
Affeld Grivakes LLP

7 Attorneys for plaintiff Michael Zeleny

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9 s/ John W. Killeen

10 John W. Killeen
Deputy Attorney General

11 Attorneys for defendant Attorney General Xavier
Becerra

12
13 s/ Todd H. Master

14 Todd H. Master
Howard Rome Martin & Ridley, LLP

15 Attorneys for defendants City of Menlo Park and
Chief Dave Bertini

PROOF OF SERVICE

I hereby certify that on September 17, 2020, I electronically filed the foregoing document using the Court's CM/ECF system. I am informed and believe that the CM/ECF system will send a notice of electronic filing to the interested parties.

s/ Gabrielle Bruckner

Gabrielle Bruckner